

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
CIVIL ACTION NO. 3:18-CV-669-FDW-DCK**

DONNA JOHNS, and PAMELA JEAN)
FRICK, on behalf of themselves and all)
others similarly situated,)
Plaintiffs,)

v.

ORDER

Allura USA LLC, Plycem USA LLC d/b/a)
ALLURA, PLYCEM USA, INC.)
Elementia, USA, INC., ELEMENTIA S.A.)
de C.V.,)
Defendants.)

THIS MATTER BEFORE THE COURT on Defendants “Motion For Extension Of Time” (Document No. 7) filed December 18, 2018. This matter has been referred to the undersigned Magistrate Judge pursuant to 28U.S.C §636(b) and immediate review is appropriate. Having carefully considered the motion, the record, and the applicable authority, the undersigned will grant the motion, with modification.

This matter is governed by the “Standing Order Governing Civil Case Management Before the Honorable Judge Frank D. Whitney.” (3:07-MC-047-FDW, Document No. 2). As such the “Initial Scheduling Order,” issued in this case on December 18, 2018, provides in pertinent part:

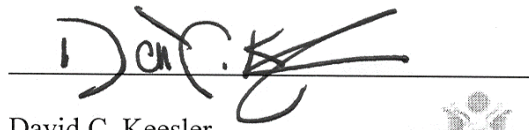
Extensions of time to serve pleadings shall not be granted except by leave of court for good cause shown (consent of opposing counsel alone is not sufficient). **Absent extraordinary circumstances, no party shall receive more than one extension of time to serve a pleading, with any such extension being no more than twenty (20) days in duration.**

...

(3:07-MC-047-FDW, Document No. 2) (emphasis added).

IT IS, THEREFORE, ORDERED that Defendants “Motion For Extension Of Time” (Document No. 7) is **GRANTED with modification**. Defendants shall have up to and including **January 14, 2019** to answer or otherwise respond to Plaintiff’s Complaint.

Signed: December 18, 2018

A handwritten signature in black ink, appearing to read "D.C. Keesler", is written over a horizontal line.

David C. Keesler
United States Magistrate Judge

